IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.4778 OF 1995

1. Anil Babanrao Bhosure, .. Petitioner
Vs
1. Dnyanoba Mahadev Kamble and ors .. Respondents

Mr V.N.Bolinjkar h/f Mr K.K.Malpathak, for the petitioner.

Mrs S.S.Bhende, AGP for respondent nos 3 and 4.

CORAM : B.H.MARLAPALLE & D.B.BHOSALE,JJ.
DATE : March 09, 2006.

PC:

1. While granting Rule in this petition, the interim relief in terms of prayer clause (b) was granted subject to the condition that the petitioner would conduct his grocery business in some other premises and not from the shop where fair price license bearing no.55217 was utilised. The learned counsel for the petitioner states that the interim order has been followed by him, and if that be so, we need to dispose of this petition without passing any further order and by quashing and setting aside the impugned order dated 31.8.1995 which was not in operation during the pendency of this petition.

2. We, therefore, make the Rule absolute in terms of prayer clause (a) and make it clear that the licence, which is subject matter of this petition, shall be subject to renewal by the competent authority and on being

satisfied that the terms and conditions of the said licence were being followed by the petitioner during the intervening period. No costs.

(D.B.BHOSALE, J.) **(B.H.MARLAPALLE,J.)**